#### State of Rhode Island and Providence Plantations Contract Offer RIVIP BIDDER CERTIFICATION COVER FORM

#### **SECTION 1 - VENDOR INFORMATION**

**Bid/RFPNumber:** 

7548938

Bid/RFP Title:

ITS-ON CALL CONSTRUCTION SERVICES - DOT

Opening Date & Time: 9/5/2014

11:00 AM

RIVIP Vendor ID #:

20688

Vendor Name:

Rossi Electric Company Inc.

Address:

65 Western Industrial Dr.

Cranston, RI 02921

USA

Telephone:

401-946-8866

Fax:

401-946-8836

E-Mail:

jciacciarelli@rossielectric.com

**Contact Person:** 

John P. Ciacciarelli

Title:

Vice President

R.I. Foreign Corp #:

#### NOTICE TO VENDORS

Each bid proposal for a public works project must include a "public copy" to be available for public inspection upon the opening of bids. Bid proposals that do not include a copy for public inspection will be deemed nonresponsive. For further information on how to comply with this statutory requirement, see R. I. Gen. Laws §§ 37-2-18(b) and (j). Also see Procurement Regulation 5.11, and in addition, for highway and bridge projects, also see Procurement Regulation 5.13, accessible at www.purchasing.ri.gov.

NOTE: AWARD OF CONTRACTS AND PURCHASE ORDERS SHALL BE SUBJECT, AT THE DISCRETION OF THE PURCHASING AGENT, TO THE OFFEROR COMPLETING AN ON-LINE RIVIP REGISTRATION at www.purchasing.ri.gov. It is THE RESPONSIBILITY OF THE VENDOR to make on-line corrections/updates using the Vendor maintenance program on the RI Division of Purchases Web Site.

#### **SECTION 2 - REQUIREMENTS**

ALL OFFERS ARE SUBJECT TO THE REQUIREMENTS, PROVISIONS AND PROCEDURES CONTAINED IN THIS CERTIFICATION FORM. Offerors are expected to READ, SIGN and COMPLY WITH all requirements. Failure to do so may be grounds for disqualification of the offer contained herein.

#### Section 2.1 - RULES FOR SUBMITTING OFFERS

2.1A. This CERTIFICATION FORM MUST BE ATTACHED IN ITS ENTIRETY TO THE FRONT OF THE OFFER and shall be considered an integral part of each offer made by a vendor to enter into a contract with the State of Rhode Island, Division of Purchases. As such, submittal of the entire Bidder Certification Cover Form, signed by a duly authorized representative of the offeror attesting that he/she (1) has read and agrees to comply with the requirements set forth herein and (2) to the accuracy of the information provided and the offer extended, is a mandatory part of any contract award.

To assure that offers are considered on time, each offer must be submitted with the specific Bid/RFP/LOI number (provided above) and the date and time of opening marked in the upper left hand comer of envelope. Each bid/offer must be submitted in separate sealed envelopes.

A complete, signed (in ink) offer package must be delivered to the Division of Purchases (via any mail or messenger service) by the time and date specified for the opening of responses in a sealed envelope.

Bids must be submitted on the RI bid solicitation forms provided, indicating brand and part numbers of items offered, as appropriate. Bidders must submit detailed cuts and specs on items offered as equivalent to brands requested WITH THE OFFER. Bidders must be able to submit samples if requested.

Mail To: Division of Purchases, One Capitol Hill, Second Floor, Providence, RI 02908-5855.

Documents misdirected to other State locations or which are not present in the Division of Purchases at the time of opening for whatever cause will be deemed to be late and will not be considered. For the purposes of this requirement, the official time and date shall be that of the time clock in the Division of Purchases. Postmarks shall not be considered proof of timely submission.

- 2.1B. RIVIP SOLICITATIONS. To assure maximum access opportunities for users, public bid/RFP solicitations shall be posted on the RIVIP for a minimum of seven days and no amendments shall be made within the last five days before the date an offer is due. Except when access to the Web Site has been severely curtailed and it is determined by the State Purchasing Agent that special circumstances preclude extending a solicitation due date, requests to mail or fax hard copies of solicitations will not be honored. When the result of an Internet solicitation is unsuccessful, the State of Rhode Island will cancel the original solicitation and resolicit the original offer directly from vendors.
- 2.2. PRICING. Offers are irrevocable for sixty (60) days from the opening date (or such other extended period set forth in the solicitation) and may not be withdrawn, except with the express permission of the State Purchasing Agent. All pricing will be considered to be firm and fixed unless otherwise indicated. The State of Rhode Island is exempt from Federal excise taxes and State Sales and Use Taxes. Such taxes shall not be included in the bid price. PRICES QUOTED ARE FOB DESTINATION.
- 2.3. DELIVERY and PRODUCT QUALITY. All offers must define delivery dates for all items; if no delivery date is specified, it is assumed that immediate delivery from stock will be made. The contractor will be responsible for delivery of materials in first class condition. Rejected materials will be at vendor's expense.
- 2.4. PREVAILING WAGE, OSHA SAFETY TRAINING, and APPRENTICESHIP REQUIREMENTS.

Bidders must comply with the provisions of the Rhode Island labor laws, including R. I. Gen. Laws §§ 37-13-1 et seq. and occupational safety laws, including R. I. Gen. Laws §§ 28-20-1 et seq. These laws mandate for public works construction projects the payment of prevailing wage rates, the implementation and maintenance of occupational safety standards, and for projects with a minimum value of \$1 Million, the employment of apprentices. The successful Bidder must submit certifications of compliance with these laws from each of its subcontractors prior to their commencement of any work. Prevailing wage rates, apprenticeship requirements, and other workforce and safety regulations are accessible at www.dlt.ri.gov.

2.5. PUBLIC RECORDS. Offerors are advised that all materials submitted to the State for consideration in response to this solicitation will be considered without exception to be Public Records pursuant to Title 38 Chapter 2 of the Rhode Island General Laws, and will be released for inspection immediately upon request once an award has been made. Offerors are encouraged to attend public bid/RFP openings to obtain information; however, bid/RFP response summaries may be reviewed after award(s) have been made by using the RIVIP at any time or appearing in person at the Division of Purchases Mondays through Fridays between 8:30 a.m. and 3:30 p.m. Telephone requests for results will not be honored. Written requests for results will only be honored if the information is not available on the RIVIP.

#### **SECTION 3 - AWARD DETERMINATION**

Award will be made to the responsive and responsible offeror quoting the lowest net price in accordance with specifications, for any individual item(s), for major groupings of items, or for all items listed, at the State's sole option.

- 3.1. BID SURETY. Where bid surety is required, bidder must furnish a bid bond or certified check for 5% of the bid total with the bid, or for such other amount as may be specified. Bids submitted without a required bid surety will not be considered.
- 3.2. SPECIFICATIONS. Unless specified "no substitute," product offerings equivalent in quality and performance will be considered (at the sole option of the State) on the condition that the offer is accompanied by detailed product specifications. Offers which fail to include alternate specifications may be deemed nonresponsive.

#### **SECTION 4 – CONTRACT PROVISIONS**

- 4.1. VENDOR AUTHORIZATION TO PROCEED.
- 4.1A. When a purchase order, change order, contract/agreement or contract/agreement amendment is issued by the RI Division of Purchases, no claim for payment for services rendered or goods delivered contrary to or in excess of the contract terms and scope shall be considered valid unless the vendor has obtained a written change order or contract amendment issued by the Division of Purchases PRIOR TO delivery.
- 4.1B. Any offer, whether in response to a solicitation for proposals or bids, or made without a solicitation, which is accepted in the form of an order OR Pricing Agreement made in writing by the Purchasing Agent, or a state official with purchasing authority delegated by the Purchasing Agent, shall be considered a binding contract.

- 4.2. REGULATIONS, GENERAL TERMS AND CONDITIONS GOVERNING STATE CONTRACTS. This solicitation and any contract or purchase order arising from it are issued in accordance with the specific requirements described herein, and the State's Purchasing Laws and Regulations and other applicable State Laws. The Regulations, General Terms and Conditions are incorporated into all state contracts. These regulations and basic information on How To Do Business with the State of Rhode Island are posted on the Rhode Island Vendor Information Program Website (www.purchasing.ri.gov).
- 4.2A. ARRA SUPPLEMENTAL TERMS AND CONDITIONS. Contracts and sub-awards funded in whole or in part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto, such contracts and sub-awards, shall be subject to the Supplemental Terms and Conditions For Contracts and Sub-awards Funded in Whole or in Part by the American Recovery and Reinvestment Act of 2009. Pub.L.No. 111-5 and any amendments thereto located on the Division of Purchases website at www.purchasing.ri.gov.
- 4.3. EQUAL EMPLOYMENT OPPORTUNITY. Compliance certificate and agreement procedures will apply to all awards for supplies or services valued at \$10,000 and more. Minority Business Enterprise policies and procedures, including subcontracting opportunities as described in Title 37 Chapter 14.1, of the Rhode Island General Laws, also apply.
- 4.4. PERFORMANCE BONDS. Where indicated, successful bidder must furnish a 100% performance bond and labor and payment bond for contracts subject to Title 37 Chapters 12 and 13 of the Rhode Island General Laws. All bonds must be furnished by a surety company authorized to conduct business in the State of Rhode Island. Performance bonds must be submitted within 21 calendar days of the issuance of a tentative notice of award.
- 4.5. DEFAULT and NON-COMPLIANCE. Default and/or non-compliance with the RIVIP requirements and any other aspects of the award may result in withholding of payment(s), contract termination, debarment, suspension, or any other remedy necessary that is in the best interest of the state.
- 4.6. COMPLIANCE. Vendor must comply with all applicable federal, state and local laws, regulations and ordinances.
- 4.7. SPRINKLER IMPAIRMENT AND HOT WORK. The Contractor agrees to comply with the practices of the State's insurance carrier for sprinkler impairment and hot work. Prior to performing any work, the Contractor shall obtain the necessary information for compliance from the Risk Management Office at the Department of Administration or the agency for which work will be performed.

## SECTION 5 – CERTIFICATIONS AND DISCLOSURES ALL CONTRACT AWARDS ARE SUBJECT TO THE FOLLOWING DISCLOSURES & CERTIFICATIONS

Offerors must respond to every disclosure statement.

A person authorized to enter into contracts must sign the offer and attest to the accuracy of all statements.

Indicate Yes (Y) or No (N):

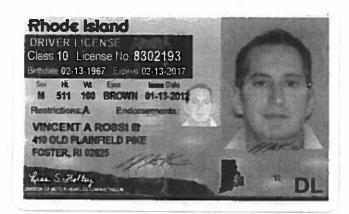
2013-4

1. State whether your company, or any owner, stockholder, officer, director, member, partner, or principal thereof, or any subsidiary or affiliated company, has been subject to suspension or debarment by any federal, state, or municipal government agency, or the subject of criminal prosecution, or convicted of a criminal offense within the previous five (5) years. If so, then provide details below. 2. State whether your company, or any owner, stockholder, officer, director, member, partner, or principal thereof, or any subsidiary or affiliated company, has had any contracts with a federal, state or municipal government agency terminated for any reason within the previous five (5) years. If so, then provide details below. 3. State whether your company or any owner, stockholder, officer, director, member, partner, or principal thereof, or any subsidiary or affiliated company, has been fined more than \$5000 for violation(s) of Rhode Island environmental laws by the Rhode Island Department of Environmental Management within the previous five (5) years. If so, then provide details below. 4. I/we certify that I/we will immediately disclose, in writing, to the Chief Purchasing Officer any potential conflict of interest, which may occur during the course of the engagement authorized pursuant to this contract. 👤 5. I/we acknowledge that, in accordance with Chapter 37-2-54(c) of the Rhode Island General Laws "no purchase or contract shall be binding on the state or any agency thereof unless approved by the Department [of Administration] or made under general regulations which the Chief Purchasing Officer may prescribe", including change orders and other types of contracts and under State Purchasing Regulation 8.2.1.1.2, "any alleged oral agreement or arrangements made by a bidder or contractor with any agency or an employee of the Office of Purchases may be disregarded and shall not be binding on the state". 6. I/we certify that I/we or my/our firm possesses all licenses required by Federal and State laws and regulations as they pertain to the requirements of the solicitation and offer made herein and shall maintain such required ticense(s) during the entire course of the contract resulting from the offer contained herein and should my/our license lapse or be suspended, I/we shall immediately inform the Rhode Island State Purchasing Agent in writing of such circumstance. . 7. I/we certify that I/we will maintain required insurance during the entire course of the contract resulting from the offer contained herein and should my/our insurance lapse or be suspended, I/we shall immediately inform the Rhode Island State Purchasing Agent in writing of such circumstance. 8. I/we certify that I/we understand that falsification of any information herein or failure to notify the Rhode Island State Purchasing Agent as certified herein may be grounds for suspension, debarment and/or prosecution for fraud. - 9. I/we acknowledge that the provisions and procedures set forth in this form apply to any contract arising from this offer. 10. I/we acknowledge that I/we understand the State's Purchasing Laws (37-2 of the General Laws of Rhode Island) and Purchasing Regulations and General Terms and Conditions available at the Rhode Island Division of Purchases Website (www.purchasing.ri.gov) apply as the governing conditions for any contract or purchase order I/we may receive from the State of Rhode Island, including the offer contained herein. 11. I/We certify that the bidder: (i) is not identified on the General Treasurer's list, created pursuant to R.I. Gen. Laws § 37-2.5-3, as a person or entity

engaging in investment activities in Iran described in § 37-2.5-2(b); and (ii) is not engaging in any such investment activities in Iran.

12. I/we certify that the above vendor information is correct and complete.

IF YOU HAVE ANSWERED "YES" TO QUESTIONS #1–3 OR IF YOU ARE UNABLE TO PROVIDE DETAILS/EXPLANATION BELOW AND/OR IN AN ATTACHED STATEMEN			
GROUNDS FOR DISQUALIFICATION OF OFFER.			
	5,283		
	- <del> </del>	- SULVE	
	4		
Signature below commits vendor to the attached offer and certifies (1) tha amendments, (2) that the above statements and information are accurate with the requirements set forth herein. When delivering offers in person to least one hour additional time for clearance through security checkpoints.	and that vend	dor understands a	ind has complied
128	Date	9/5/14	/
Vendor's Signature (Person authorized to enter into contracts; signature must be in ink.)		-19 02	
VINCENT A. ROSSI PRESIDENT  Name and Title of company official signing offer			Print



Rhode Island Department of Labor and Training Division of Workforce Regulation and Safety

ELECTRICAL CORP AC003343 A-003343 B-010341 ROSSI ELEC CO INC

VINCENT A ROSSI 65 WESTERN INDUSTRIAL DRIVE CRANSTON RI

02921

Administrator

02/28/2015 Expiration Date



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS ONE CAPITOL HILL PROVIDENCE RI 02908

BUYER: Hill, Lisa PHONE #: 401-574-8118

DOT ACCOUNTS PAYABLE В TWO CAPITOL HILL, RM 230 ī SMITH ST L PROVIDENCE, RI 02903 ΰŝ T

NOTE TO BIDDERS! .

NO BID SURETY IS REQUIRED, HOWEVER SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A 100% PERFORMANCE AND PAYMENT BOND FOR ORDERS PLACED THAT ARE EQUAL TO OR GREATER THAN \$50,000.00. Requistion Number: 1381940

THERE WILL BE A PRE-BID ON

AUGUST 21, 2014 AT 11:00 AM 2 CAPITOL HILL

CREATION DATE: 15-AUG-14 BID NUMBER: 7548938,

TITLE: ITS ON-CALL CONSTRUCTION SERVICES - DOT

BLANKET START : 01-OCT-14 BLANKET END : 30-SEP-17

BID CLOSING DATE AND TIME:05-SEP-2014 11:00:00

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1	S H I P	DOT TRAFFIC MANAGEMENT CENTER TWO CAPITOL HILL, RM 144 PROVIDENCE, RI 02908 US	2	
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OO AM:	RI	Quantity	Unit	Unit Price	Total
IDENCE,	Description	Guarring			
ine	TION COMMON	3.00	Cubic Yard	2695	792 =
	0/1/14-9/30/17 202.0200 ROCK EXCAVATION COMMON	3.00	Cubic Yard	325°-	975
	10/1/14-9/30/17 205.0240 TRENCH ROCK EXCAVATION (0-7')	100.00	Linear Foot	<b> </b>	4,600=
	THE STATE OF THE S	100.00		46-	
	SINGLE FACE EARTH AND AGT THE	3.00	Each	3,300'-	9,900=
	ANCHORAGE TRAILING END	3.00	Each	4,250	12,750
	10/1/14-9/30/17 901.9901 GUARDRAIL APPROACH TERMINAL SECTION	3.00	Each	1,200=	
	10/1/14-9/30/17 905.9901 PVMS CONCRETE PAD	3,00	Each		0.93
	10/1/14-9/30/17 919.0101 TEST PITS		Day	600=	6 04
3	MAINTENANCE AND	3.00	Day	640	
	PROTECTION OF TRAIT TO	3.00	Day	6505	- 1,950=
9	10/1/14-9/30/17 937.9902 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE 2	3.00	Day	1,200	3,600
10	10/1/14-9/30/17 937.9903 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE 3	3.00	Day		
11	10/1/14-9/30/17 937.9904 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE 4			640	
12	10/1/14-9/30/17 937.9905 MAINTENANCE AND	3.0	L L	1 / 200	3,640°

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS ONE CAPITOL HILL PROVIDENCE RI 02908

BUYER: Hill, Lisa PHONE #: 401-574-8118

DOT ACCOUNTS PAYABLE TWO CAPITOL HILL, RM 230 SMITH ST L PROVIDENCE, RI 02903 Ŧ US

0 Requistlon Number: 1381940

NO BID SURETY IS REQUIRED, HOWEVER SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A 100% PERFORMANCE AND PAYMENT BOND FOR ORDERS PLACED THAT ARE EQUAL TO OR GREATER THAN \$50,000.00.

... THERE WILL BE A PRE-BID ON

AUGUST 21, 2014 AT 11:00 AM 2 CAPITOL HILL

CREATION DATE:	15-AUG-14
BID NUMBER: 75	48938,
	ALL CONSTRUCT

ITS ON-CALL CONSTRUCTION SERVICES - DOT TITLE:

BLANKET START : 01-OCT-14 BLANKET END : 30-SEP-17

BID CLOSING DATE AND TIME:05-SEP-2014 11:00:00

S H I P	DOT TRAFFIC MANAGEMENT CENTER TWO CAPITOL HILL, RM 144 PROVIDENCE, RI 02908
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OVIDENCE Line	Description	Quantity	Unit -	Unit Price	Total
	PROTECTION OF TRAFFIC - TYPE 5				
3	10/1/14-9/30/17 937.8906 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE 6	3,00	Day	1,264	3,7925
<del>-</del>	10/1/14-9/30/17 937.9907 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE 7	3.00	Day	700=	2,100=
5	10/1/14-9/30/17 937.9908 MAINTENANCE AND	3.00	Day	600=	1,800=
6	PROTECTION OF TRAFFIC - TYPE 8  10/1/14-9/30/17 937.9909 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE 9	3.00	Day	610=	1,8300
17	10/1/14-9/30/17 937.9910 MAINTENANCE AND PROTECTION OF TRAFFIC - TYPE-10	3.00	Day	2,000	6,000-
18-	10/1/14-9/30/17 T03.9901 GROUND ROD ARRAY	3.00	Each	360"	1,080 ==
19	10/1/14-9/30/17 T03.9902 LIGHTNING DISSIPATER	3.00	Each	580°-	1,740
20	10/1/14-9/30/17 T04.6902 'Z' STRANDED COPPER	100.00	Linear Foot	4.60	4000
21	CONDUCTOR 600V INSULATION  10/1/14-9/30/17 T04.6906 '6' STRANDED COPPER	500.00	Linear Foot	1.25	625
22	CONDUCTOR 600V INSULATION  10/1/14-9/30/17 T04-9901 WEATHERPROOF CATEGORY	1,000.00	Linear Foot	1.70	1,700=
23	6 UTP 7 4 PAIR 23 AWG CABLE  10/1/14-9/30/17 T04.9902 16 AWG 3 CONDUCTOR CABLE	1,000.00	Linear Foot	1.00	1,000

It is the Vendor's responsibility to check and download any and all addenda from the RIVIP. This offer may not be considered unless a signed RIVIP generated Bilder Certification Cover Form is attached and the Unit Price column is completed. The signed Certification Cover Form must be attached to the front of the offer



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS ONE CAPITOL HILL PROVIDENCE RI 02908

BUYER: Hill, Lisa 401-574-8118 PHONE #:

В **DOT ACCOUNTS PAYABLE** TWO CAPITOL HILL, RM 230 SMITH ST

PROVIDENCE, RI 02903

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Requistion Number: 1381940

NO BID SURETY IS REQUIRED, HOWEVER SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A 100% PERFORMANCE AND PAYMENT BOND FOR ORDERS PLACED THAT ARE EQUAL TO OR GREATER THAN \$50,000.00.

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CREATION DATE: 15-AUG-14 BID NUMBER: 7548938, 1

**BLANKET START: 01-OCT-14** BLANKET END : 30-SEP-17

ITS ON-CALL CONSTRUCTION SERVICES - DOT

BID CLOSING DATE AND TIME:05-SEP-2014 11:00:00

DOT TRAFFIC MANAGEMENT CENTER

TWO CAPITOL HILL, RM 144

PROVIDENCE, RI 02908

Assumption: THERE WILL BE A PRE-BID ON

**AUGUST 21, 2014** AT 11:00 AM 2 CAPITOL HILL

ROVIDENC Line	Description	Quantity	Unit	Unit Price	Total
24	10/1/14-9/30/17 T05:0100 PRECAST TYPE A HANDHOLE STANDARD 18.2.0	3.00	Each	1, 800=	5,400
25	10/1/14-9/30/17 T05.9901 BREAK INTO EXISTING HANDHOLE.		Each	1005	300=
26	10/1/14-9/30/17 T05.9902 BREAK INTO EXISTING MANHOLE		Each	1000	304
27	10/1/14-9/30/17 T05.9903 DEWATERING	3.00	Each	390-	1,1405
28	10/1/14-9/30/17 T06.1020 2 IN. RIGID STEEL CONDUIT - UNDERGROUND	500.00	Linear Fool	345	17,000-
29	10/1/14-9/30/17 T06.2020 2 IN. RIGID STEEL CONDUIT - OVERHEAD		Linear Foot	1100	1,100
30	10/1/14-9/30/17 T06.3020 2 IN. RIGID STEEL CONDUIT - UNDER EXISTING PAVEMENT		Linear Foot	60°=	6,000
31	10/1/14-9/30/17 T06.5020 2 INCH POLYVINYL CHLORIDE PLASTIC CONDUIT - UNDERGROUND	100.00	Linear Foot	25-	2,504
32	10/1/14-9/30/17 T06.6020 2 INCH POLYVINYL CHLORIDE PLASTIC CONDUIT - OVERHEAD	100.00	Linear Foot	4.40	400
33	10/1/14-9/30/17 T06.9901 WEATHER HEAD INSTALLATION ON EXISTING POLE	3.00	Each	126	3784
34	10/1/14-9/30/17 T06.9902 DUAL 1 1/4 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDER EXISTING PAVEMENT	100.00	Linear Foot	39 -	3,900-2
35	10/1/14-9/30/17 T06.9903 SINGLE 1 1/4 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDER EXISTING	100.00	Linear Foot	365	3,600 =

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS ONE CAPITOL HILL **PROVIDENCE RI 02908** 

> CREATION DATE: 15-AUG-14 BID NUMBER: 7548938,1

TITLE: ITS ON-CALL CONSTRUCTION SERVICES - DOT

**BLANKET START: 01-OCT-14** BLANKET END : 30-SEP-17

BID CLOSING DATE AND TIME:05-SEP-2014 11:00:00

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Н **DOT TRAFFIC MANAGEMENT CENTER** 

TWO CAPITOL HILL, RM 144 P **PROVIDENCE, RI 02908** 

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TWO CAPITOL HILL, RM 230 SMITH-ST PROVIDENCE, RI 02903

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BUYER: Hill, Lisa

PHONE #: 401-574-8118

**DOT ACCOUNTS PAYABLE** 

Requistlon Number; 1381940 Note to Bidders: .

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Amendment a escription: THERE WILL BE A PRE-BID ON

AUGUST 21, 2014 AT 11:00 AM 2 CAPITOL HILL PROVIDENCE, RI

Line	Description	Quantity	Unit	Unit Price	Total
	PAVEMENT		i i		
36	10/1/14-9/30/17 T06.9904 DUAL_1 1/4 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDERGROUND	100.00	Linear Foot	26 00	2,690
10/1/14-9/30/17 T06.9905 SINGLE 1 1/4 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDERGROUND		100.00	Linear Foot	Z4 **	2,405
18	10/1/14-9/30/17 T06.9906 DUAL 2 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDERGROUND	100.00	Linear Foot	272	2,700
39	10/1/14-9/30/17 T06.9907 SINGLE 2 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDERGROUND	100.00	Linear Foot	25	2, 500
10	10/1/14-9/30/17 T06.9908 DUAL 3 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDERGROUND	100.00	Linear Foot	2500	2,800=
<b>‡1</b>	10/1/14-9/30/17 T06.9909 SINGLE 3 INCH HIGH DENSITY POLYETHYLENE DUCT - UNDERGROUND		Linear Foot	24°	2,600=
42	10/1/14-9/30/17 T11.6006 SPAN AND MESSENGER WIRES 6/16	100.00	Linear Foot	3.11 <i>5</i>	375 =
43	10/1/14-9/30/17 T11.9901 SERVICE POLE STANDARD, WOOD 40 FOOT	3.00	Each	1, 200	3,600 =
44	10/1/14-9/30/17 T11.9902 SERVICE POLE STANDARD, WOOD 45 FOOT	3.00	Each	1, 290 =	3,940=
45	10/1/14-9/30/17 T11,9903 INSTALL EXISTING 80 FOOT CAMERA POLE ON NEW FOUNDATION	1.00	Each	11,000	11,000
46	10/1/14-9/30/17 T11.9904 40 FOOT GALVANIZED STEEL CAMERA POLE WITH LOWERING DEVICE AND	1.00	Each	17601-	17,600

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STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS ONE CAPITOL HILL PROVIDENCE RI 02908

BUYER: Hill, Lisa PHONE #: 401-574-8118

**DOT ACCOUNTS PAYABLE** TWO CAPITOL HILL, RM 230

**SMITH ST** L

PROVIDENCE, RI 02903

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Regulstion Number: 1381940

Note to Bidders: . NO BID SURETY IS REQUIRED, HOWEVER SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A 100% PERFORMANCE AND PAYMENT BOND FOR OTHERS PLACED THAT ARE EQUAL TO OR GREATER THAN \$50,000.00.

: THERE WILL BE A PRE-BID ON

**AUGUST 21, 2014** AT 11:00 AM 2 CAPITOL HILL

BLANKET END : 30-SEP-17 BID CLOSING DATE AND TIME:05-SEP-2014 11:00:00

ITS ON-CALL CONSTRUCTION SERVICES - DOT

CREATION DATE: 15-AUG-14 BID NUMBER: 7548938,4

**BLANKET START: 01-OCT-14** 

S	
H	DOT TRAFFIC MANAGEMENT CENTER
11	TWO CAPITOL HILL, RM 144
P	PROVIDENCE, RI 02908
lτ	us
0	<u></u>
_	

ROVIDENC Line	Description	Quantity	Unit	Unit Price	Total
	FOUNDATIONFOUNDATION				
47	10/1/14-9/30/17 T11.9905 50 FOOT GALVANIZED STEEL CAMERA POLE WITH LOWERING DEVICE AND FOUNDATION	1.00	Each	22,500	22,500
48	10/1/14-9/30/17 T11.9906 60 FOOT GALVANIZED STEEL CAMERA POLE WITH LOWERING DEVICE AND FOUNDATION	3.00	Each	25,000	75,000 -
49	10/1/14-9/30/17 T11.9907 80 FOOT GALVANIZED STEEL CAMERA POLE WITH LOWERING DEVICE AND FOUNDATION	3.00	Each	39,000	114,000
50	10/1/14-9/30/17 T11.9908 PORTABLE LOWERING TOOL	3.00	Each	3,450	10,350
51	10/1/14-9/30/17 T11.9909 MAST ARM 4 FOOT	3.00	Each	32500	915=
52	10/1/14-9/30/17 T11.9910 MAST ARM 6 FOOT	3.00	Each	350*~	1,050° <u>~</u>
53	10/1/14-9/30/17 T11.9911 MAST ARM 8 FOOT	3.00	Each	375=	1,125
54	10/1/14-9/30/17 T11.9912 MAST ARM 10 FOOT	3.00	Each	690 ==	2,070
55	10/1/14-9/30/17 T11.9913 MAST ARM 12 FOOT	3.00	Each	710-	2,130°
56	10/1/14-9/30/17 T12.9150 METER SOCKET W/ MANUAL BY-PASS	3.00	Each	225	675"
57	10/1/14-9/30/17 T12.9901 METER PEDESTAL	3.00	Each	880 4	Z, 640 °

It is the Vendor's responsibility to check and download any and all addenda from the RIVIP. This offer may not be considered unless a signed RIVIP generated Bidder Certification Cover Form is attached and the Unit Price column is completed. The signed Certification Cover Form must be attached to the front of the offer



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION ONE CAPITOL HILL PROVIDENCE RI 02908

BUYER: Hill, Lisa PHONE #: 401-574-8118

B DOT ACCOUNTS PAYABLE
L TWO CAPITOL HILL, RM 230
L SMITH ST

PROVIDENCE, RI 02903

o | us

Regulation Number: 1381940

Note to Bidders: .

NO BID SURETY IS REQUIRED, HOWEVER SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A 100% PERFORMANCE AND PAYMENT BOND FOR ORDERS PLACED THAT ARE EQUAL TO OR GREATER THAN \$50,000.00.

Н

TO

US

CREATION DATE: 15-AUG-14
BID NUMBER: 7548938,

**BLANKET START: 01-OCT-14** 

BLANKET END : 30-SEP-17

TITLE: ITS ON-CALL CONSTRUCTION SERVICES - DOT

BID CLOSING DATE AND TIME:05-SEP-2014 11:00:00

**DOT TRAFFIC MANAGEMENT CENTER** 

TWO CAPITOL HILL, RM 144

PROVIDENCE, RI 02908

THERE WILL BE A PRE-BID ON

AUGUST 21, 2014 AT 11:00 AM

2 CAPITOL HILL PROVIDENCE, RI

Line	Description	Quantity	Unit	Unit Price	Total
58	10/1/14-9/30/17 T12.9902 DISCONNECT SWITCH	3.00	Each	525"	1,575 **
59	10/1/14-9/30/17 T12.9903 TRANSFORMER	3.00	Each	900°	2,700
60	10/1/14-9/30/17 T12.9904 GROUND MOUNTED CAMERA CONTROL CABINET AND FOUNDATION	3.00	Each	7,100	21,300
61	10/1/14-9/30/17 T12.9905 POLE MOUNTED CAMERA CONTROL CABINET	3.00	Each	3,9200	11,400=
62	10/1/14-9/30/17 T12.9906 BREAK INTO EXISTING CABINET	3.00	Each	140-	4200
63	10/1/14-9/30/17 T12.9907 GROUND MOUNTED P SIZE REPLACEMENT CABINET	3.00	Each	4200	12,600
64	10/1/14-8/30/17 T12.9908 GROUND MOUNTED M SIZE REPLACEMENT CABINET	3.00	Each	3,900'2	11,700=
65	10/1/14-9/30/17 T12.9909 POLE MOUNTED M SIZE REPLACEMENT CABINET	3.00	Each	3,969**	11,604 ==

Delivery:	30 - 9	10 DBA	ARO	
Terms of Pav	ment.	N/30		

It is the Vendor's responsibility to check and download any and all addenda from the RIVIP. This offer may not be considered unless a signed RIVIP generated Bidder Certification Cover Form is attached and the Unit Price column is completed. The signed Certification Cover Form must be attached to the front of the offer



65 Western Industrial Drive Cranston, R.I. 02921 TEL (401) 946-8866 • FAX (401) 464-6048

#### **Equipment List**

2007 Mitsubishi Stake Body

2004 GMC Utility Truck

2009 Chevy 1500 4x4 Pick Up (5 ea.)

2009 Ford E250 Van

2004 Ford F150 (3 ea.)

1998 Ford E250 Van (2 ea.)

1997 Ford F150

2004 Ford F550 4x4 35' Bucket Truck

1997 Ford 55' Bucket Truck

2000 International 45' Bucket Truck

1993 International Line/Digger Derrick Truck

2004 International Line/Digger Derrick Truck

2004 Compressor

2008 10 Ton Flatbed Trailer

1999 10 Ton Flatbed Trailer

1990 Flatbed/Wire Trailer

1996 12 Ton Flatbed Trailer

1996 Wire Trailer

1993 60' Extendable Pole Trailer

NOTICE: THE LAW REQUIRES THAT THE REGISTRY SHALL BE NOTIFIED WITHIN 10 DAYS OF ANY CHANGE IN NAME OR ADDRESS.	03/12/2014	#302,50	_ 5	T. C.	NO. 230484 A SA A SA A SA A SALID ONLY WHEN DATED AND STAMPED WITH OFFICIAL STAMP
REGISTRATION CERTIFICATE	OWNER'S DRIVER'S LIC. NO. HEGISTRATION VALID (IF INDIVIDUAL) THROUGH LAST DAY OF	MARCH 2015	D INC TRIAL DR RI 02921	I ABOVE)	
ND COMMERCIAL	REGISTRATION NO. PLATE OWN	120000 02	SI ELECTRIC C WESTERN IMDUS NSTON	RESIDENCE ADDRESS (IF DIFFERENT FROM ABOVE)	
STATE OF RHODE ISLAND EPARTMENT OF ADMINISTRATION INISION OF MOTOR VEHICLES	967	JAR: 2000	AKE: INTL  DEL: ANY TYPE: C.C.		N: 1HTSCAANBYHZ65314

#### Charles J. Nardone

416 Carpenter Rd. Hope, R.I. 02831 401-265-2725

#### Experience

Rossi Electric Co. Cranston, R.I.

Foreman 3/09 to Present

- Installation, maintenance and troubleshooting of traffic signals, highway lighting and CCVE camera sites. Working on various commercial electrical construction projects.
- Pelco & Samsung Certified Installer

**Express Electric** 

Owner 2/05 to 1/09

All aspects of commercial & residential electrical work

#### **Education**

Cranston West High School - 1982

IBEW Local 99 Joint Apprenticeship & Training - 3/09

RI Journeyman Lic. #B-011800 RI Masters Lic. #A-003965 RI Hyd. Crane Lic. #00006808

Highway Work Zone Safety Traffic Control Supervisor #037365292TCTS1209

OSHA Certified 2004 AMTRAK Safety Trained

#### References

Wayne Gablinske - RIDOT Chief of Electrical Construction
Doug Sherman - New England Institute of Technology

### HIGHWAY WORK ZONE SAFETY TRAFFIC CONTROL SUPERVISOR



# CHARLES J NARDONE Certificate Number: 037365292TCTS1209

SS#

XXX-XX-5292

Date Completed:

12/18/2009

Hours Completed

Instructor: John DeCecco

### **Jeff Maloney**

70 Bly St. Warwick, R.I. 02888 401-641-5783

#### Experience

Rossi Electric Co. Cranston, R.I.

Journeyman 5/09 to Present

- All aspects of commercial electrical work. Installation, maintenance and troubleshooting of traffic signal, highway lighting and CCVE camera sites.
   Electrical work in various commercial buildings, hospitals, schools & Universities
- Pelco Certified

Power Service Cranston, R.I.

Apprentice 12/09 to 5/09

 Electrical work in various commercial buildings, hospitals, schools & Universities

#### Education

Warwick Vets High School - 2000

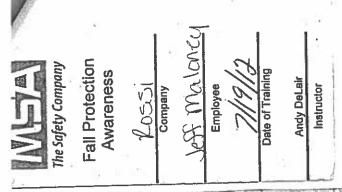
IBEW Local 99 Joint Apprenticeship & Training - 2008

RI Journeyman Lic. #B104204

OSHA Certified 2004 AMTRAK Safety Trained

#### References

Wayne Gablinske - RIDOT Chief of Electrical Construction



OSHA

00,2024858



US Department of Labor Occupational Safety and Health Administration

Jeffrey Maloney

has successfully completed a 10-hour Occupational Safety and Health Training Course in

Construction Safety & Health

Construction Safe

9-27-08

(Date)

IBEW, MEMBER

Gard No. 7044770 Construction & Maintenance



Jeffrey T Maloney

CERTIFIED

EXITAL ACCESS CARD
ne following individual tras
it stactority completed to the
evating work, Platform Safety, Training,
s an operator I acknowledge that I,
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s an operator I acknowledge that I,
s and recived operator training to the
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State of Rhode Island and Providence Plantations Rhode Island Department of Labor and Training

JOURNEY ELECTRICIAN B 014204

JEFFREY T MALONES
70 BLY ST
WARWICK RI 02888

\_\_\_JOHN\_SHAW-Administrator 02/28/2016 Expiration Date

## HEARTSAVER FIRST AID CPR AED

Heartsaver® First Aid CPR AED



American Heart Association

Jeffrey T. Maloney

This card certifies that the above individual has successfully completed the objectives and skills evaluations in accordance with the curriculum of the AHA Heartsaver First Ald CPR AED Program. Optional completed modules are those NOT marked out:

Child CPR AED Infant CPR Written test

09/13

\_\_\_\_

09/15
Recommended Renewal Date

Issue Date

#### John D. Townsend

414 Middlebridge Rd. South Kingston, R.I. 02873 401-623-6699

#### Experience

Rossi Electric Co. Cranston, R.I.

Foreman 2/08 to Present

- Installation, maintenance and troubleshooting of traffic signals, highway lighting and CCVE camera sites. Working on various commercial electrical construction projects.
- Pelco & Samsung Certified Installer

City Lights Electric

Foreman 2/01 to 1/08

 All aspects of commercial electrical work. Installation, maintenance and troubleshooting of traffic signals, highway lighting and CCVE camera sites.

#### Education

Toll Gate High School - 1987

IBEW Local 99 Joint Apprenticeship & Training - 2001

RI Journeyman Lic. #010398

OSHA Certified 2004 AMTRAK Safety Trained

#### References

Wayne Gablinske -- RIDOT Chief of Electrical Construction
Doug Sherman -- New England Institute of Technology

Rhode Island Department of Labor and Training Division of Workforce Regulation and Safety

JOURNEY ELECTRICIAN B-010398

JOHN D TOWNSEND 414 MIDDLEBRIDGE ROAD WAKEFIELD RI 02879

Administrator

04/30/2015 Expiration Date

#### Matthew A. Truppi

8 Zoar St.

North Providence, R.I. 02911 401-265-1253

#### Experience

Rossi Electric Co. Cranston, R.I.

Foreman 4/10 to Present

- Installation, maintenance and troubleshooting of traffic signals, highway lighting and CCVE camera sites. Working on various commercial electrical construction projects.
- Pelco & Samsung Certified Installer

Croce Electric Co. Warwick, R.I.

Foreman

3/04 to 8/09

- Installation, maintenance and troubleshooting of traffic signals, highway lighting and CCVE camera sites. Installation and maintenance of various VMS signs. Working on various commercial electrical construction projects. Highway Advisory Radio installations
- Pelco Certified Installer

Brown University Providence, R.I.

Journeyman Electrician

6/92 to 6/96

 Electrician installations and maintenance, campus wide for all dorms and buildings on Brown properties

#### Education

Coventry High School - 1987

IBEW Local 99 Joint Apprenticeship & Training - 1994

RI Journeyman Lic. #010977 RI Masters Lic. #0003733 RI Hyd. Crane Lic. #00014291

OSHA Certified 2004 AMTRAK Safety Trained

#### References

Wayne Gablinske – RIDOT Chief of Electrical Construction
Doug Sherman – New England Institute of Technology

State of Rhode Island and Providence Plantations Rhode Island Department of Labor and Training

ELECTRICAL CONTRACTOR A-003733 JOURNEY ELECTRICIAN B-010977

MATTHEW A TRUPET 8 ZOAR STREET

NORTH PROVIDENCE RI 02911

JOHN SHAW Administrator

01/31/2016 Expiration Date

#### Ramiro Silva

67 Madison St. Pawtucket, R.I. 02861 401-265-1177

#### Experience

Rossi Electric Co. Cranston, R.I. Superintendent/Foreman

2/03 to Present

- Installation, maintenance and troubleshooting of traffic signal, highway lighting and CCVE camera sites. Electrical work in various commercial buildings, hospitals, schools & Universities
- Pelco & Samsung Certified Installer

Coken Electric Co. Warwick, R.I.

Foreman 6/84 to 1/03

 Installation, maintenance and troubleshooting of traffic signal, highway lighting and CCVE camera sites. Installation and maintenance of VMS signs. Electrical work in various commercial buildings, hospitals, schools & Universities

#### **Education**

Davies Voc-Tech - 1979

IBEW Local 99 Joint Apprenticeship & Training - 1986

RI Journeyman Lic. #B8021 RI Masters Lic. #A003833 MA Journeyman Lic. #37819E

CT Journeyman Lic. #ELC.0163641-E2

RI Hyd. Crane Lic.
OSHA Certified 2004
AMTRAK Safety Trained

#### References

Wayne Gablinske – RIDOT Chief of Electrical Construction
Doug Sherman – New England Institute of Technology

# APPENDIX CERTIFICATIONS

Form (Rev. October 2007)
Department of the Treasury

## Request for Taxpayer Identification Number and Certification

Give form to the requester. Do not send to the IRS.

H 14101 4 HEEL	TIBELLO COLVIDO			·	
	Name (as shown on your income tax return)				
ci o	Rossi Electric Co., Inc				
page	Business name, if different from above				
Print or type Specific Instructions on	Check appropriate box: Individual/Sole proprietor Corporation Partnership Limited liability company. Enter the tax classification (D=disregarded entity, C=corporation, P=pa		Exempt payee		
astr.	Address (number, street, and apt. or suite no.)	Requester's	ester's name and address (optional)		
	65 Western Industrial Drive				
ciff	City, state, and ZIP code				
Cranston, RI 02921					
See	List account number(s) here (optional)				
Par	Taxpayer Identification Number (TIN)				
Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see <i>How to get a TIN</i> on page 3.  Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.				Social security number	
				ntification number 0476185	
Par	rt II Certification				
Unde	er penalties of perjury, I certify that:				
	The number shown on this form is my correct taxpayer identification number (or I am waitin				
F	am not subject to backup withholding because: (a) I am exempt from backup withholding, Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to rep notified me that I am no longer subject to backup withholding, and	or (b) I have port all inter	e not been no est or dividen	otified by the Internal ds, or (c) the IRS has	
3. I am a U.S. citizen or other U.S. person (defined below).					
withi For a	ification instructions. You must cross out item 2 above if you have been notified by the II holding because you have failed to report all interest and dividends on your tax return. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of dengement (IRA), and generally, payments other than interest and dividends, you are not requide your correct TIN. See the instructions on page 4.	real estate bt. contribu	transactions, utions to an in	item 2 does not apply. dividual retirement	
Sig		Data b	zl.liu		

General Instruction

Section references are to the Internal Revenue Code unless otherwise noted.

#### Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- 1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
  - 2. Certify that you are not subject to backup withholding, or
- 3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

The U.S. owner of a disregarded entity and not the entity,

Dated: 6/27/2011

#### CERTIFICATION FOR TITLE VI ASSURANCE

I, VINC	ent Rossi	President	a duly authorized representative of		
7	(Name)	(Title)	-		
Kossi	Flortin Co.	OC do hereby certify that the organization	do hereby certify that the organization affirmatively agrees to the provisions		
-	(Company)	SECURE 1 Set			

set forth below:

#### 1. The Certificate.

For all contracts subject to Title VI of the Civil Rights Act of 1964, 42 U.S.C. part 2000d - 2000d4 (the Act) and 49 C.F.R. Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation -- Hiffectuation of Title VI of the Civil Rights Act of 1964 (the Regulations), prospective bidders shall be required to complete a Cartification affirming compliance with the Act and the Regulations.

#### 2. Certification.

By submission of a Proposal, each bidder and each person algaing a Proposal subject to the Act and the Regulations cartifies that the bidder shall affirmatively agree as follows:

#### (a) Compliance with Regulations:

The bidder shall comply with the regulations relative to nondiscrimination in federally-assisted programs of the Department, 49 C.F.R. Part 21, as they may be amended from time to time.

#### (b) Nondiscriminations

The blidder shall not discriminate on the grounds of race, color, sex, national origin, age, or disability in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The bidder shall not participate either directly or indirectly in the discrimination probabiled by section 21.5 of the Regulations, including employment practices when the Contract covers a program set forth in Appendix B of the Regulations.

#### (c) Solicitations for Subcontractors, Including Procurements of Materials and Equipment;

In all solicitations either by competitive bidding or negotiation made by the bidder for work to be performed under a subcontract, including procurements of materials or leases of equipment, each potential subcontractor or supplier shall be notified by the bidder of its obligations relative to nondiscrimination on the grounds of race, color, sex, national origin, age, or disability.

#### (d) Information and Reports:

The bidder shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Department or the Rederal Highway Administration to be partinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of the bidder is in the combinion of another who-fails or refuses to furnish this information, the bidder shall so cartify to the Department, or the Federal Highway Administration, as appropriate, and shall set forth what efforts it has made to obtain the information.

#### (e) Sanctions for Noncompliance:

In the event of the bidder's noncompliance with the nondiscrimination provisions, the Department shall impose such contract sanctions as it or the Federal Highway Administration may determine to be appropriate, including, but not limited to:

- (1) withholding of payments under the Contract until the bidder complies, and/or
- (2) cancellation, termination or suspension of the Contract, in whole or in part.

#### (1) Incorporation of Provisions:

The bidder shall include the provisions of paragraphs (a) through (f) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations or directives issued pursuant thereto.

The bidder shall take such action with respect to any subcontract or procurement as the Department or the Federal Highway Administration may direct as a means of enforcing such provisions, including sanctions for noncompliance; provided, however, that in the event the bidder becomes involved in or is threatened with litigation with a subcontractor or supplier as a result of such direction, the bidder may request the Department to enter into such litigation to protect the interests of the Department and, in addition, the bidder may request the United States to anter into such litigation to protect the interests of the United States.

#### 49 CFR Part 29 - Appendix A

## CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS—PRIMARY COVERED TRANSACTIONS

#### **Instructions For Certification**

- 1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.
- 2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
- 3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
- 4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
- 5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.
- 6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.

- 7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion- Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
- 8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.
- Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

## CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS--PRIMARY COVERED TRANSACTIONS

- (1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
  - (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
  - (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
  - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification;
  - (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Signature/Authorized Certifying Official

Typed Name and Title

Applicant/Organization

Date Signed

#### 49 CFR Part 29 - Appendix B

## CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION-LOWER TIER COVERED TRANSACTIONS

#### **Instructions For Certification**

- By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
- The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
- 3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or had become erroneous by reason of changed circumstances.
- 4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.
- 5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
- 6. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled ``Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

- 7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from covered transactions, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.
- 8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

## CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AN VOLUNTARY EXCLUSION--LOWER TIER COVERED TRANSACTIONS

- (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Signature/Authorized Certifying Official

Typed Name and Title

Applicant/Organization

**Date Signed**